

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

**IN RE: ETHICON, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

MDL No. 2327

(SEE ATTACHED SCHEDULE)

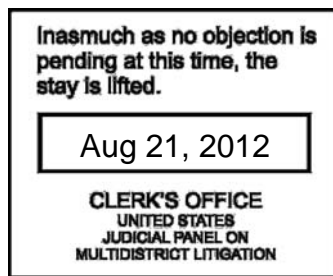
CONDITIONAL TRANSFER ORDER (CTO –51)

On February 7, 2012, the Panel transferred 36 civil action(s) to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* _F.Supp.2d_ (J.P.M.L. 2012). Since that time, 518 additional action(s) have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R Goodwin.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Southern District of West Virginia for the reasons stated in the order of February 7, 2012, and, with the consent of that court, assigned to the Honorable Joseph R Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7–day period, the stay will be continued until further order of the Panel.



FOR THE PANEL:

Jeffery N. Lüthi
Clerk of the Panel

**IN RE: ETHICON, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

MDL No. 2327

SCHEDULE CTO-51 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
MINNESOTA			
MN	0	12-01952	Dugas v. Ethicon, Inc. et al
MN	0	12-01953	Benedetto v. Ethicon, Inc. et al
MISSOURI WESTERN			
MOW	4	12-01019	Everhart v. Ethicon, Inc. et al
MOW	4	12-01020	Griffith v. Johnson & Johnson et al
MOW	4	12-01039	Mayne v. Ethicon, Inc. et al
NEW YORK WESTERN			
NYW	1	12-00738	Beltran et al v. Ethicon, Inc. et al
TENNESSEE EASTERN			
TNE	1	12-00229	Wilder v. Ethicon, Inc et al
TNE	1	12-00232	Thorpe v. Ethicon, Inc et al
TNE	1	12-00233	Suttles v. Ethicon, Inc et al Vacated 8/20/12
TNE	1	12-00234	Hendelman v. Ethicon, Inc et al
TNE	1	12-00236	Morgan v. Ethicon, Inc et al
TNE	1	12-00237	Phillips v. Ethicon, Inc et al Vacated 8/20/12
TNE	1	12-00239	Sellers v. Ethicon, Inc et al Vacated 8/20/12
TNE	1	12-00265	Spence et al v. Johnson & Johnson et al



Activity in Case MDL No. 2327 IN RE: Ethicon, Inc., Pelvic Repair System
Products Liability Litigation CTO Final Minute Order (Clerks)
JPMLCMECF to: JPMLCMDECF

08/21/2012 09:26 AM

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United States

United States Judicial Panel on Multidistrict Litigation

Notice of Electronic Filing

The following transaction was entered on 8/21/2012 at 9:25 AM EDT and filed on 8/21/2012

Case Name: IN RE: Ethicon, Inc., Pelvic Repair System Products Liability
Litigation

Case Number: [MDL No. 2327](#)

Filer:

Document
Number: No document attached

Docket Text:

*****TEXT ONLY ENTRY*****

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**As stipulated in Rule 7.1(c) of the Rules of Procedure of the Judicial Panel on
Multidistrict Litigation, transmittal of the order has been stayed 7 days to give any
party an opportunity to oppose the transfer.**

**The 7-day period has now elapsed, no opposition was received, and the order is
directed to the Clerk of the United States District Court for the S.D. West Virginia
for filing. The Panel governing statute, 28 U.S.C. 1407, requires that the transferee
clerk transmit a certified copy of the Panel order to transfer to the clerk of the
district court from which the action is being transferred.**

Signed by Clerk of the Panel Jeffery N. Luthi on 8/21/2012.

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Case Name: Everhart v. Ethicon, Inc. et al
Case Number: [MOW/4:12-cv-01019](#)
Filer:
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Case Name: Spence et al v. Johnson & Johnson et al
Case Number: [TNE/1:12-cv-00265](#)
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Case Name: Benedetto v. Ethicon, Inc. et al

Case Number: [MN/0:12-cv-01953](#)

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Case Name: Hendelman v. Ethicon, Inc et al

Case Number: [TNE/1:12-cv-00234](#)

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Case Name: Dugas v. Ethicon, Inc. et al

Case Number: [MN/0:12-cv-01952](#)

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Case Name: Mayne v. Ethicon, Inc. et al

Case Number: [MOW/4:12-cv-01039](#)

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Case Name: Morgan v. Ethicon, Inc et al

Case Number: [TNE/1:12-cv-00236](#)

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Case Name: Beltran et al v. Ethicon, Inc.
et al

Case Number: [NYW/1:12-cv-00738](#)

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Case Name: Thorpe v. Ethicon, Inc et al

Case Number: [TNE/1:12-cv-00232](#)

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Case Name: Griffith v. Johnson & Johnson et al

Case Number: [MOW/4:12-cv-01020](#)

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Case Name: Wilder v. Ethicon, Inc et al

Case Number: [TNE/1:12-cv-00229](#)

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No public notice (electronic or otherwise) sent because the entry is private



Activity in Case MDL No. 2327 IN RE: Ethicon, Inc., Pelvic Repair System
Products Liability Litigation Conditional Transfer Order Finalized
JPMLCMECF to: JPMLCMDECF

08/21/2012 09:25 AM

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United States

United States Judicial Panel on Multidistrict Litigation

Notice of Electronic Filing

The following transaction was entered on 8/21/2012 at 9:23 AM EDT and filed on 8/21/2012

Case Name: IN RE: Ethicon, Inc., Pelvic Repair System Products Liability
Litigation
Case Number: [MDL No. 2327](#)
Filer:
Document
Number: [558](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: *pldg.* ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

Signed by Clerk of the Panel Jeffery N. Luthi on 8/21/2012.

Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

Case Name: Everhart v. Ethicon, Inc. et
al

Case Number: [MOW/4:12-cv-01019](#)

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**Document
Number:** [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: *pldg.* ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Case Name: Spence et al v. Johnson & Johnson et al

Case Number: [TNE/1:12-cv-00265](#)

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Number:** [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: *pldg.* ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

Case Name: Benedetto v. Ethicon, Inc. et al

Case Number: [MN/0:12-cv-01953](#)

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Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: *p/dg.* ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

Case Name: Hendelman v. Ethicon, Inc et
al

Case Number: [TNE/1:12-cv-00234](#)

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Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: *p/dg.* ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

Case Name: Dugas v. Ethicon, Inc. et
al

Case Number: [MN/0:12-cv-01952](#)

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Number:** [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: pldg. ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

Case Name: Mayne v. Ethicon, Inc. et al

Case Number: [MOW/4:12-cv-01039](#)

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Number:** [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: pldg. ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

Case Name: Morgan v. Ethicon, Inc et al

Case Number: [TNE/1:12-cv-00236](#)

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Number:** [3](#)

Number:

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: pldg. ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

Case Name: Beltran et al v. Ethicon, Inc.
et al

Case Number: [NYW/1:12-cv-00738](#)

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Document
Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: pldg. ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

Case Name: Thorpe v. Ethicon, Inc et
al

Case Number: [TNE/1:12-cv-00232](#)

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Document
Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: *p/dg.* ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

Case Name: Griffith v. Johnson & Johnson
et al
Case Number: [MOW/4:12-cv-01020](#)
Filer:
Document
Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: *p/dg.* ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

Case Name: Wilder v. Ethicon, Inc et
al
Case Number: [TNE/1:12-cv-00229](#)
Filer:
Document
Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-51) - 11 action(s) re: *p/dg.* ([535] in MDL No. 2327, 1 in MN/0:12-cv-01952, 1 in MN/0:12-cv-01953, 1 in MOW/4:12-cv-01019, 1 in MOW/4:12-cv-01020, 1 in MOW/4:12-cv-01039, 1 in NYW/1:12-cv-00738, 1 in TNE/1:12-cv-00229, 1 in TNE/1:12-cv-00232, 1 in TNE/1:12-cv-00234, 1 in TNE/1:12-cv-00236, 1 in TNE/1:12-cv-00265) Inasmuch as no objection is pending at this time, the stay is lifted.

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Associated Cases: MDL No. 2327, MN/0:12-cv-01952, MN/0:12-cv-01953, MOW/4:12-cv-01019, MOW/4:12-cv-01020, MOW/4:12-cv-01039, NYW/1:12-cv-00738, TNE/1:12-cv-00229, TNE/1:12-cv-00232, TNE/1:12-cv-00234, TNE/1:12-cv-00236, TNE/1:12-cv-00265 (trb)

MDL No. 2327 Notice has been electronically mailed to:

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MDL No. 2327 Notice will not be electronically mailed to:

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MOW/4:12-cv-01019 Notice will not be electronically mailed to:

TNE/1:12-cv-00265 Notice has been electronically mailed to:

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Michael Alan Anderson manderson@pbsjlaw.com

TNE/1:12-cv-00265 Notice will not be electronically mailed to:

MN/0:12-cv-01953 Notice has been electronically mailed to:

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Jonathan R Mencil jmencil@charleshjohnsonlaw.com

MN/0:12-cv-01953 Notice will not be electronically mailed to:

TNE/1:12-cv-00234 Notice has been electronically mailed to:

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TNE/1:12-cv-00234 Notice will not be electronically mailed to:

MN/0:12-cv-01952 Notice has been electronically mailed to:

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MN/0:12-cv-01952 Notice will not be electronically mailed to:

MOW/4:12-cv-01039 Notice has been electronically mailed to:

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Jeffrey M Kuntz jkuntz@wcllp.com, jkuntz@wagstaffcartmell.com

MOW/4:12-cv-01039 Notice will not be electronically mailed to:

TNE/1:12-cv-00236 Notice has been electronically mailed to:

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Neil D Overholtz noverholtz@awkolaw.com, athane@awkolaw.com, pbarr@awkolaw.com

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TNE/1:12-cv-00236 Notice will not be electronically mailed to:

NYW/1:12-cv-00738 Notice has been electronically mailed to:

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NYW/1:12-cv-00738 Notice will not be electronically mailed to:

TNE/1:12-cv-00232 Notice has been electronically mailed to:

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D. Renee Baggett rbaggett@awkolaw.com

Benjamin A. Gastel beng@branstetterlaw.com

TNE/1:12-cv-00232 Notice will not be electronically mailed to:

MOW/4:12-cv-01020 Notice has been electronically mailed to:

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Timothy L. Sifers tsifers@potts-law.com

Patricia L Campbell pcampbell@potts-law.com

MOW/4:12-cv-01020 Notice will not be electronically mailed to:

TNE/1:12-cv-00229 Notice has been electronically mailed to:

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Benjamin A. Gastel beng@branstetterlaw.com

TNE/1:12-cv-00229 Notice will not be electronically mailed to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP JPMLStamp_ID=1090522767 [Date=8/21/2012]

[FileNumber=314479-0]

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